

# Exhibit 3

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1 speak to what they believe.

2 Q. Do you think the purpose of searching  
3 individuals entering the Wheeler Correctional Facility  
4 is to prevent unauthorized items from reaching  
5 inmates?

6 A. Generally speaking, I would agree with that  
7 but not -- not entirely. We also conduct searches of  
8 -- for contraband items that may not necessarily be  
9 intended to pass on to inmates, i.e., personal cell  
10 phones, unauthorized handcuff keys, tobacco products  
11 for -- for self use. So there's certainly -- there's  
12 certainly other reasons for searches.

13 Q. Wheeler Correctional Facility does not  
14 allow employees to bring their personal cell phones  
15 into the facility?

16 A. They do not.

17 Q. As far as preventing contraband from  
18 reaching inmates, why shouldn't inmates have access to  
19 unauthorized items?

20 A. Contraband is dangerous, particularly  
21 narcotics, cell phones. Inmates conduct business on  
22 cell phones. They utilize or they consume illegal  
23 drugs. They become volatile. They can be dangerous.

24 Contraband is a method of monetary purposes  
25 for, quote, unquote, wheeling and dealing inside a

1 facility. There's -- it's just contraband puts not  
2 only staff at risk but the inmate population at risk.

3 Q. And do you think that all correctional  
4 facilities share that same concern?

5 MR. PETERSON: Object to form, please.

6 A. I'm sure they do. This is my 15th  
7 facility.

8 Q. My next question was going to be have you  
9 ever worked at any other correctional facility. So  
10 were most of those in Georgia?

11 A. I'm retired warden out of the state of  
12 Florida, 29 years with the State of Florida Department  
13 of Corrections. Four of the facilities that I've been  
14 to subsequent to that have been CoreCivic facilities.

15 Q. Those four since, were any of those in  
16 Georgia?

17 A. No.

18 Q. Is that one of the primary concerns of  
19 working in a correctional facility, especially in  
20 management of -- is keeping contraband from inmates?

21 A. That's one of the things that keeps me up  
22 at night. Yes.

23 Q. And how do Wheeler Correctional Facility  
24 peace officers receive training regarding searches of  
25 inmates and/or noninmates? Is that on site or off

1 wears two bars, which in the military is what a  
2 captain wears. Assistant shift supervisor wears one  
3 bar, which in the military is indicative of a  
4 lieutenant, but titlewise it's shift supervisor. Most  
5 folks refer to them as a captain.

6 Q. Since October of 2020 has CoreCivic done  
7 anything to address any perceived problems Ms. Boney  
8 has with interacting with others?

9 MR. PETERSON: Objection to form, please.

10 A. Not my knowledge.

11 Q. ADO means administrative duty officer,  
12 correct?

13 A. That's correct.

14 Q. Who was the administrative duty officer on  
15 October 4, 2020?

16 A. I was.

17 Q. And as the ADO, you were assigned to assume  
18 the duties and responsibilities of the warden or  
19 facility administrator if they were not there,  
20 correct?

21 A. The administrative duty officer technically  
22 is for after hours. What I mean by that is after  
23 administrative hours, when the regular chain of  
24 command is not here. The only way you would be -- I  
25 mean, you do act as the -- as the acting warden when

1 you are -- when you are ADO. Yes.

2 Q. And if is someone needed to be searched --  
3 well, let me rephrase that.

4 If someone needed to be strip searched,  
5 would they have to get your permission first if you  
6 were the acting ADO and the warden was not on site?

7 MR. PETERSON: Object to the form, please.

8 A. We don't strip search employees.

9 Q. Were you consulted on October 4, 2020,  
10 before the frisk searches of plaintiff, to your  
11 knowledge?

12 MR. PETERSON: Object to the form, please.

13 A. I don't believe I was -- I don't believe I  
14 was notified prior to the initial pat search. I think  
15 it was after the pat search when she -- when Curtis  
16 still could not pass the metal detector that Captain  
17 Boney called me.

18 Q. In October of 2020 had there been any  
19 changes to CoreCivic's pat search protocol in light of  
20 COVID?

21 A. The only changes were that you wore gloves,  
22 latex gloves. And you -- I don't remember if at that  
23 time, but that at some point we were instructed to  
24 change gloves between -- between every search, which  
25 brings about a -- I want to put this in there. At --

1 A. Repeat that, please.

2 Q. I'll try. Does CoreCivic contend that the  
3 State of Georgia had zero input into CoreCivic's  
4 policies and procedures as it relates to the searches  
5 of individuals?

6 A. That is our contention. We -- there are  
7 three SOPs that we follow from GDC. None of them have  
8 to do with searches.

9 Q. CoreCivic can't find someone guilty of  
10 bringing contraband into the correctional facility  
11 and sentence that person to imprisonment, can it?

12 A. Criminally, no. Administratively, yes; but  
13 criminally, no.

14 Q. Criminally that has to be done in court,  
15 correct?

16 A. Yes.

17 Q. And pursuant to the laws of the State of  
18 Georgia?

19 A. Yes.

20 MR. KASPERS: Okay. I've got nothing  
21 further. I appreciate your time.

22 THE WITNESS: You are welcome.

23 MR. PETERSON: Will you give me two minutes  
24 to go through notes. I am going step off the video  
25 here. Can I have two minutes to look at my notes and